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PART II—Section 4

Statutory Rules and Orders issued by the Ministry of Defence

MINISTRY OF DEFENCE

S.R.O. 189, dated 21st June, 1961.—In exercise of the powers conferred by sub-section (2) of section 12 of the National Cadet Corps Act, 1948 (31 of 1948) read with sub-rule (2) of rule 42 of the National Cadet Corps Rules, 1948, the Central Government hereby appoints Dr. Shri Ranjan, 10-A, Bell Road, Allahabad, to be a member of the State Advisory Committee of the National Cadet Corps for the State of Uttar Pradesh and makes the following further amendment in the notification of the Government of India in the Ministry of Defence, No. S.R.O. 403, dated the 19th November 1960, namely:—

In the said notification, after entry No. 24, the following entry shall be added, namely:—

“25. Dr. Shri Ranjan, 10-A, Bell Road, Allahabad.”

V. SUBRAHMANYAN, Dy. Secy.

S.R.O. 190, dated 14th June 1961.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following further amendments in the Indian Ordnance Department Fund Rules, namely:—

1. These rules shall be known as the Indian Ordnance Department Fund (Amendment) Rules, 1961.

2. In the Indian Ordnance Department Provident Fund Rules—

(1) In sub-rule (2) of rule 9, for the words “eight annas”, the words and figures “50 Naye Paise” shall be substituted;

(2) for clause (2) of rule 27A, the following clause shall be substituted, namely:—

“(2) The withdrawal may be allowed for meeting the cost of education of the subscriber himself or of any member of his family who is actually dependent upon him—

(i) for education outside India, for an academic, technical, professional or vocational course beyond the high school stage; or

(ii) for education in India, for medical engineering or other technical or specialised courses beyond the high school stage provided the course of study is of not less than three years;”

(3) for the opening paragraph and clauses (i) to (iii) (including the Note) of rule 27B, the following shall be substituted, namely:—

"27B. Final withdrawal from the Fund for meeting the expenditure in connection with the marriage(s) of son or daughter of a subscriber, may be allowed subject to the following conditions, namely:—

- (i) the final withdrawal may be permitted in case of only such subscribers as have either rendered not less than twenty five years' service (including broken periods, if any) or have less than five years to attain the age of superannuation; whichever is earlier;
- (ii) the withdrawal will be permitted only for the marriages of the subscriber's sons and daughters and if the subscriber has neither a son nor a daughter, for the marriage of any other dependent;
- (iii) (a) a subscriber shall be permitted to withdraw an amount not exceeding an amount equal to three months' pay in case of a son or a male dependent, and to six months' pay in case of a daughter or a female dependent, or equal to the amount (actually subscribed by him) along with interest thereon standing to his credit, whichever is less;

Where the Government servant subscribes to more than one Provident Fund, withdrawal will be permitted only out of one of such funds which may be selected for the purpose by the subscriber and in determining the amount standing to his credit, the total sum to his credit in all such funds shall be computed;

(b) if two or more marriages are to be celebrated simultaneously, the amount admissible in respect of each marriage shall be determined as if the advances are sanctioned separately one after the other;

(c) in special cases the sanctioning authority may, subject as aforesaid, permit withdrawal from the Fund, of an amount not exceeding an amount equal to ten months' pay in case of the marriage of a daughter or any other female dependent and to six months' pay in case of the marriage of a son or any other male dependent;"

(4) in Appendix A, for clauses (d) and (e), the following clauses shall be substituted, namely:—

"(d) to meet the cost of education outside India of the subscriber himself or of any person who is a member of the subscriber's family and is actually dependent on him, for an academic, technical, professional or vocational course beyond the high school stage;

(e) to meet the cost of education of the subscriber himself or of any person who is a member of the subscriber's family and is actually dependent on him, for medical, engineering or other technical or specialised courses in India beyond the high school stage, provided that the course of study is of not less than three years."

K. K. DAR, Under Secy.

S.R.O. 191, dated 17th June 1961.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify that a vacancy has occurred in the Cantonment Board Aurangabad by reason of the acceptance by the Central Government of the resignation of Capt. R. L. Bindra.

[No. 19/6/G/L&C/57/G/D(C&L).]

S.R.O. 192, dated 17th June 1961.—In pursuance of sub-section (7) of section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government is pleased to notify the nomination of 2/Lt. S. N. Joshi, as a member of the Cantonment Board, Aurangabad vice Capt. R. L. Bindra resigned.

[No. 19/6/G/L&C/57/G/D(C&L).]

CANTONMENTS REGULATIONS BYE-LAWS

S.R.O. 193, dated 17th June 1961.—The following bye-laws for the enforcement of compulsory vaccination in the Babina Cantonment, made by the Cantonment Board, Babina, in exercise of the powers conferred by clause (2) of section 282 and section 283 of the Cantonments Act, 1924 (2 of 1924), are published for general

information, the same having been previously published and having been approved and confirmed by the Central Government, as required by sub-section (1) of section 284 of the said Act, namely:—

BYE-LAWS FOR THE ENFORCEMENT OF COMPULSORY VACCINATION IN THE BABINA CANTONMENT

1. In these bye-laws, unless there is anything repugnant in the subject or context,
 - (i) "child" means a boy under 12 year of age or a girl under 10 years of age;
 - (ii) "guardian" means any person other than a parent to whom the care, nurture or custody of any child falls by law or by natural right or recognised usage or who has accepted or assumed the care, nurture or custody of any child or to whom the care or custody of any child has been entrusted by any lawful authority;
 - (iii) "parent" means the father or mother of a legitimate child or the mother of an illegitimate child;
 - (iv) "unprotected child" means a child who has not been protected from small-pox by having naturally contacted this disease or by having been successfully vaccinated, or who has not been certified in the manner provided by clauses (2) and (4) of bye-law 8, to be insusceptible to vaccination;
 - (v) "public vaccinator" means any person employed by the Cantonment Board for the purpose of vaccination in the Babina Cantonment.
 - (vi) "vaccinator" means a public or private vaccinator;
 - (vii) "private vaccinator" means any medical practitioner or any person licensed by the Cantonment Board to perform the operation of vaccination in the Babina Cantonment.
2. Vaccination shall be compulsory in the Cantonment to the extent specified in these bye-laws with effect from such date as may be proclaimed by the Cantonment Board by "beat of drum" and by the issue of general notice.
3. The parent or guardian of any unprotected child of three months of age and over, residing within the Cantonment shall thereupon take the child or cause the child to be taken to a vaccinator or shall procure its vaccination by the said vaccinator.
4. (1) No fee or remuneration shall be charged by any public vaccinator for vaccination performed by him or for any certificate granted by him under these bye-laws;

Provided that the Executive Officer may, upon application by any person and upon the payment by such person of such fee as the Cantonment Board may have prescribed, direct the public vaccinator to perform such vaccination or to make any inspection, as hereinafter provided at the private residence of such person.

(ii) If the application as provided for in the proviso to clause (1) is made in respect of a female who, according to the customs of the country, does not appear in public the same shall be complied with without payment of any fee or charge.
5. The parent or guardian of any child vaccinated shall be furnished by the vaccinator with the appropriate certificate prescribed in clauses (2) and (4) of bye-law 8.
6. The vaccinator shall, if he finds any child taken to him for vaccination to be in a state unfit for vaccination, deliver to the parent or guardian a certificate to that effect. The parent or guardian shall have the child vaccinated as soon as it become fit.
7. The vaccinator shall, if he finds the child to be in a state fit for vaccination, vaccinate the child and deliver to the parent or guardian a memorandum stating the date on which the vaccination has been performed and the date on which the child is to be brought for inspection in order to ascertain the result of the operation.
8. (1) The parent or guardian of every child who has been vaccinated shall, on the date stated in the memorandum, take the child or cause the child to be taken to the vaccinator for examination or shall arrange for the examination of the child by a vaccinator, and such vaccinator shall then append to the memorandum a certificate stating that the child has been examined and the result of such examination.

(ii) If it is ascertained at the time of examination that the vaccination has been successful, a certificate shall be delivered by the vaccinator to the parent or guardian of the child to that effect and such child shall thereafter be deemed to be protected.

(iii) If it is ascertained that the vaccination has been unsuccessful the parent or guardian shall, if the vaccinator so directs, cause the child to be forthwith again vaccinated and shall subsequently cause the child to be examined in the manner provided in clause (4). If the vaccinator is of opinion that a child who has been three times unsuccessfully vaccinated is insusceptible to vaccination, shall deliver to the parent or guardian of such child a certificate to that effect and the parent guardian shall henceforth not be required to cause, the child to be vaccinated.

9. (i) The Cantonment Board, or any person authorised by it, may at anytime on the recommendation of the Health Officer by notice in writing order the vaccination within such time as may be prescribed in the notice of any unprotected child who has in the Health Officer's opinion been exposed to infection from small pox or is likely to cause or spread the disease.

(ii) The provisions contained in bye-laws 2 to 8 shall apply to the vaccination of an unprotected child under this bye-law.

10. (i) When the Cantonment is visited or threatened by an outbreak of small pox the Cantonment Board may on the recommendations of the Health Officer, by notice in writing order the vaccination within such time as may be prescribed in the notice of any child or other person, whether protect or not who has in the opinion of the Health Officer been exposed to infection from small pox or is likely to cause or spread the disease.

(ii) The provisions contained in bye-law 2 to 8 shall apply to the vaccination of any child and, as far as may be, to that of any other person, under this bye-law.

11. For the purposes of these bye-laws the Executive Officer may by notice in writing and within such time as may be specified in the notice require:—

- (a) The owner or occupier of any house to furnish a list of persons residing in the said house; or
- (b) Any parent or guardian to furnish such particulars as may be specified in the notice regarding any child or children in his charge.

12. Any person committing a breach of any of these bye-laws shall be punishable with fine which may extend to one hundred rupees, and in the case of a continuing contravention, with an additional fine which may extend to twenty rupees for every day during which such contravention continues after conviction for the first such contravention.

[No. F. 12/18/G/L&C/61.]

CANTONMENT REGULATIONS BYE-LAWS

S.R.O. 194, dated 17th June 1961.—The following bye-laws made by the Cantonment Board, Babina, in exercise of the powers conferred by clause (5) of section 282 and section 283 of the Cantonments Act, 1924 (2 of 1924), are hereby published for general information, the same having been previously published and having been approved and confirmed by the Central Government as required by Sub-section (1) of section 284 of the said Act, namely:—

BYE-LAWS REQUIRING LIGHTS TO BE PLACED ON VEHICLES

1. No vehicle shall be driven, led or kept standing on any street between sunset and sunrise without suitable lamps placed on each side thereof:

Provided that for bicycles motor bicycles or bullock carts one lamp shall be sufficient.

2. Any person, who contravenes bye-law (1) shall be punishable with a fine which may extend to fifty rupees.

[No. F. 12/22/G/L&C/61.]

CANTONMENT REGULATIONS BYE-LAWS

S.R.O. 195, dated 17th June 1961.—The following bye-laws for the regulation or prohibition of the use or occupation of any street or public place by itinerant vendors or by other persons in the Babina Cantonment, made by the Cantonment Board, Babina, in exercise of the powers conferred by clause (13) of section 282

and section 283 of the Cantonments Act, 1924 (2 of 1924), are hereby published for general information, the same having been previously published and having been approved and confirmed by the Central Government as required by sub-section (1) of section 284 of the said Act, namely:—

BYE-LAWS FOR THE REGULATION OR PROHIBITION OF THE USE OR OCCUPATION OF ANY STREET OF PUBLIC PLACE BY ITINERANT VENDORS OR BY OTHER PERSONS IN THE BABINA CANTONMENT.

1. No itinerant vendor, hawker, pedlar, fortune teller, monkey juggler or other person shall use or occupy any street or public place for the sale of articles or for the exercise of any calling or the setting up of any booth or stall within the Cantonment limits, without obtaining the written permission of the Executive Officer and without payment of the fee prescribed in this behalf in bye-law 3.

2. The written permission granted to any person under bye-law 1 shall specify the part of the Cantonment which such person may use or occupy for the sale of articles, or the exercise of his calling or setting up of a booth or stall:

Provided that no hawker, pedlar, fortune teller, or monkey juggler, shall carry on his trade or calling on any of the roads or places prohibited by the Cantonment Board by a resolution.

3. The following fees shall be charged for the use or occupation of any street or public place within the Cantonment limits for which permission has been granted under bye-law 1:—

(i) Itinerant vendor, hawker or pedlar of any commodity except grass, wood, charcoal or cow dung cakes:—

Twelve rupees for any period exceeding six months upto a maximum of twelve months.

Six rupees for any period exceeding one month upto a maximum of six months.

Ten naya paise per day upto a maximum of one month.

(ii) Persons using or occupying any street or public place for the sales of bundles of grass, wood, or cowdung cakes, other than from carts 10 Naya Paise per diem.

(iii) Persons using or occupying any street or public place for the sale of grass, wood, charcoal retailed from carts—25 naye paise per cart per diem.

(iv) Persons using or occupying any street or public place for the setting up of a booth or stall over an area not exceeding 25 square feet—25 naye paise per diem.

(v) Persons using or occupying any street or public place for the keeping of benches, tables, chairs, cycle stands or stools over an area not exceeding 25 square feet rupee one per mensem.

4. Every person from whom fees are leviable under bye-law 3 shall pay in advance the fees due in the office of the Cantonment Board or to the official appointed by the Board in this behalf and obtain a receipt for the same in form "Cantt. 4-B."

5. If the Executive Officer is satisfied that any booth or stall set up under bye-law 1 is a nuisance, the owner or occupier thereof, may, by written notice, be required to remove such booth or stall within such time as may be specified therein.

6. Every stall, booth or erection shall be of such measurements as the Executive Officer may consider suitable with regard to the site proposed to be occupied.

7. All persons, to whom permission has been granted under bye-law 1 shall keep their premises in a clean and sanitary condition and shall carry out all instructions given by the Executive Officer as regards cleanliness and sanitation.

8. The permission to be granted under these bye-laws for setting up any booth or stall or for keeping any bench, table chair, cycle stand or stool shall be in the form prescribed from time to time, by the Board for this purpose. The permission shall be valid for the period specified therein and shall not be transferable.

9. Any person who contravenes any of these bye-laws shall on conviction by a magistrate be punishable with fine which may extend to one hundred rupees and, in the case of continuing contravention with an additional fine which may extend to twenty rupees for every day during which such contravention continues after conviction for the first such contravention.

[No. F. 12/14/G/L&C/61.]

CANTONMENT REGULATION BYE-LAWS

S.R.O. 196, dated 21st June 1961.—The following bye-laws for the regulation of the collection and recovery of tax on trades, professions and callings, made by the Cantonment Board, Babina, in exercise of the powers conferred by clause (3) of section 282 of the Cantonment Act, 1924 (2 of 1924), are hereby published for general information, the same having been previously published and having been approved and confirmed by the Central Government as required by sub-section (1) of section 284 of the said Act, namely:—

BYE-LAWS FOR REGULATING THE COLLECTION AND RECOVERY OF TAXES ON TRADES, PROFESSION CALLING

1. From the information obtained by the Executive Officer under section 103 of the Cantonment Act, 1924, and from other information at his disposal the Executive Officer shall cause to be prepared in the form appended to these bye-laws, a demand and collection register in which the names of all persons liable to pay the tax shall be entered, and shall cause such register to be corrected from time to time as may be required.

2. Unless a person furnishes satisfactory proof to the Executive Officer before the half year commencing on the first day of the April or on the first day of October, as the case may be, that he has ceased to carry on his trade or calling, or to exercise his profession, he shall be liable for the payment of the tax of that half year.

BABINA CANTONMENT

Demand and Collection Register of Trades and Professions tax for the year

1	2	3	4	5	6	7
Sl. No.	Name	Address of tax payer	Description of trade	Total demand	Arrears	Receipt No.
8	9	10	11	12	13	14
April Rs. nP.	Receipt No.	May Rs. nP.	Receipt No.	June Rs. nP.	Receipt No.	July Rs. nP.

